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February 11, 2004

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1200 Main St.
Kansas City, MO 64105-2118

In re application of:
Walter R. Smith DECISION ON PETITION
Serial No.: 09/990,527
Filed: November 21, 2001

For: METHOD AND SYSTEM FOR RECORDING PROGRAM INFORMATION
IN THE EVENT OF A FAILURE

This is a decision on the petition received on January 16, 2004, to withdraw the holding of abandonment in the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R. 1.113 in timely manner to the Notice to File Missing Parts of Application mailed December 7, 2001. Which set a shortened statutory period for reply of two (2) months. Accordingly, this application became abandoned February 8, 2002. A notice of abandonment was mailed on December 17, 2003.

On January 16, 2004, the office received a communication from the attorney of record. Enclosed was an acknowledgment that the attorney responded to the Notice to File Missing Parts on December 27, 2001.

The evidence submitted is sufficient to establish that the petitioners responded to the Notice to File Missing Parts on December 27, 2001 with a certification of mailing dated December 27, 2001.

The petition is hereby GRANTED.

The application has been completed for release to Technology Center 2184.

Telephone inquiries concerning this matter may be directed to Doshie E. Day at (703) 308-3640.

Doshie E. Day
Program Management Assistant
Office Initial Patent Examination